



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.03.2015

CORAM:

THE HONOURABLE DR.JUSTICE S.TAMILVANAN

and

THE HONOURABLE MR.JUSTICE V.S.RAVI

W.P(MD)No.13997 of 2011

Subbaraman

...Petitioner

Vs.

1.State of Tamil Nadu rep
by District Collector,
Pudukottai District,
Pudukottai.

2.The Tahsildar,
Avidayarkoil,
Pudukottai District.

3.The Executive Engineer,
South Vellar Vadinilakottai Public Works
Department, Pudukottai District.

4.The Assistant Executive Engineer,
South Vellar Vadivila UBA-Kottam, Aranthangi &
Taluk, Public Works Department,
Pudukottai & District.

5.The Assistant Engineer,
Pasana Pirivu, Public Works Department,
Mimisal & Post Avudayarkovil Taluk,
Pudukottai District
(R-3 to R5 impleaded as party respondents
vide order dated 06.12.2013 made in
M.P.No.1 of 2013)

...Respondents

Petition filed under Article 226 of the Constitution of India for the issuance of Writ of Mandamus directing the respondents to initiate action for evicting the encroachers from Chinna Eri in Survey No.11, with an extent of 13.15.05 hectares situate at Kannakoor Village, Avudaiyarkovil Taluk, Pudukottai District and to pass such other further or other order as this Court may deem fit and proper under the circumstances of this case and thus render justice.

For Petitioner : Mr.N.Balakrishnan
For Respondents : Mr.A.K.Baskarapandian
Special Government Pleader.

ORDER

(Order of the Court was made by S.TAMILVANAN,J)

Heard the learned counsel appearing for the petitioner.

<https://hcservices.ecourts.gov.in/hcservices/> submitted that the writ petition has been filed seeking for a direction in the nature of Writ of Mandamus directing the respondents to initiate action for evicting the encroachers from Chinna

Eri in Survey No.11 with an extent of 13.15.05 hectares situate at Kannakoor Village, Avudaiyarkovil Taluk, Pudukottai District.

3. According to the learned counsel for the petitioner, he sent a written representation to the authorities for the said relief. However, no action was taken. Hence, the present writ petition has been filed for the aforementioned relief.

4. Having gone through the accompanying affidavit, material papers and the submissions made by the learned counsel, we find it just and reasonable to direct the respondents to consider the representation of the petitioner and pass appropriate orders according to law.

5. Accordingly, the writ petition is disposed of with a direction to the petitioner to make a representation to the respondents within a period of two weeks from the date of receipt of a copy of this order. On receipt of such representation, the respondents are directed to consider the representation of the petitioner and pass appropriate orders on merits and in accordance with law, after affording opportunity to all the parties concerned within a period of four weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar(AS)

/True copy/

Sub Assistant Registrar

To

1. The District Collector, Pudukottai District, Pudukottai.

2. The Tahsildar, Avidayarkoil, Pudukottai District.

3. The Executive Engineer, South Vellar Vadinilakottai Public Works Department, Pudukottai District.

4. The Assistant Executive Engineer,
South Vellar Vadivila UBA-Kottam, Aranthangi &
Taluk, Public Works Department,
Pudukottai & District.

5. The Assistant Engineer,
Pasana Pirivu, Public Works Department,
Mimisal & Post Avudayarkovil Taluk,
Pudukottai District.

+1CC to M/s.N.Balakrishnan, Advocate in SR.10907

+1CC to the Special Government Pleader in SR.11166

W.P(MD)No.13997 of 2011
06.03.2015

sms

PBK 18/03/2015 ::2P-8C: